

120 SKP, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 9/6/07

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VIRGIN ENTERPRISES LIMITED,

Plaintiff,

- against -

THOMAS FRANK, VIRGIN-INVESTMENT.COM,
N.C. SMOL, VIRGIN-AMERICA.COM, DIRECT
INFORMATION PVT LTD, VIRGINMACAU.COM,
C3 FINANCIAL SERVICES, INC.,
VIRGINMONEYUSA.COM, INTERNET EQUITY
INVESTORS, LLC, VIRGINPROPERTIES.COM,
1734488 ONTARIO INC., VIRGINPROPERTIES.NET,
QUENTRALL AIR CONDITIONING SERVICES, and
VIRGIN-PROPERTIES.COM,

Defendants.
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07 Civ. 6234 (LAP)

ECF CASE

STIPULATION AND ORDER

IT IS HEREBY STIPULATED, by and between the undersigned, as follows:

1. The domain name VIRGINPROPERTIES.COM, having previously been deposited with this Court by eNom, Inc., is hereby ordered TRANSFERRED to plaintiff Virgin Enterprises Limited ("VEL").

2. Defendant Internet Equity Investors, LLC, its officers, agents, servants, successors, employees, and attorneys, and all those persons in active concert or participation with them who receive actual notice of this Order by personal service or otherwise, including but not limited to Irwin Sewell and Amy Sewell, are hereby ordered to cease, desist, and refrain forever from registering, using, or supporting use of any trade name, trademark, service mark, domain name, or

other designation that comprises the word "VIRGIN," in whole or in part, except when used in conjunction with "islands," as in "Virgin Islands."

3. This Stipulation and Order is in full satisfaction of plaintiff VEL's claims in this action as against defendant Internet Equity Investors, LLC.

4. Each of plaintiff VEL and defendant Internet Equity Investors, LLC shall bear their own costs, expenses, and attorneys' fees.

FRIED, FRANK, HARRIS, SHRIVER
& JACOBSON LLP

By: 

James W. Dabney
Darcy M. Goddard

INTERNET EQUITY INVESTORS, LLC

By: 

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Attorneys for Plaintiff
VIRGIN ENTERPRISES LIMITED

Date: 9/4/07

Date: 8/31/07

SO ORDERED:



The Honorable Loretta A. Preska
United States District Judge, Southern District of New York

Date: September 5, 2007